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DEBRA P. HACKET I. C U.S. DISTRICT COURT MIDDLE DISTRICT ALA

Debra P. Hackett Clerk, U.S. District Court 15 LEE ST STE 206 MONTGOMERY AL 36104-4055

January 15, 2008

Appeal Number: 07-15885-D

Case Style: Adrian Moultry v. USA

District Court Number: 06-00079 CV-T-N

TO: Adrian Moultry (11383-002)

CC: Debra P. Hackett

CC: Deborah Jean Johnson Rhodes

CC: Donna Barrow Dobbins

CC: Matthew Miner

CC: Administrative File

United States Court of Appeals

Eleventh Circuit 56 Forsyth Street, N.W. Atlanta, Georgia 30303

Thomas K. Kahn Clerk Atlanta, Georgia 30303

For rules and forms visit www.call.uscourts.gov

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Adrian Moultry (11383-002) MARIANNA FCI PO BOX 7007 MARIANNA FL 32447-7007 U.S. DISTRICT COURT MIDDLE DISTRICT ALA

Appeal Number: 07-15885-DCase Style: Adrian Moultry v. USA

District Court Number: 06-00079 CV-T-N SECONDARY CASE NO: 03-00267-CR-T-N

We have received a copy of the order of the district court declining to issue a certificate of appealability and denying leave to proceed on appeal in forma pauperis.

Pursuant to Fed.R.App.P. 22(b) and 24(a), you may within thirty (30) days from this date either pay to the DISTRICT COURT clerk the \$450 docket fee plus \$5 filing fee (total \$455) or you may move in this court for leave to proceed on appeal as a pauper (form enclosed). See 11th Cir. R. 24-2. A motion for a certificate of appealability should be filed in this court within the same time period. The notice of appeal will be treated as a request for a certificate of appealability unless appellant files such a request within thirty (30)days from the date of this letter.

Sincerely,

THOMAS K. KAHN, Clerk

Reply To: Nancy Holbrook (404) 335-6183

Encl.